Previous references.

File No. 184 of 07

1908

Serial Nos. 1–3

(Court)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1–3

Part B. for April '08

SUBJECT.

Circuit Sessions, R. A. subject no 15 of 07

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1. To the Registrar, Chief Court No 2119 D/13.1.08
Calls for the opinion of the Chief Court on the above subject
2. From the same No 6707/353 D/26.3.08
Forwards the opinion of the Chief Court thereon.
3. To the Registrar, Chief Court, D.C. Shimoga
No 3175-6 D/18.4.08
Concurs in the opinion of the Chief Court that the system of Circuit Sessions in the Shimoga & Sagar Sessions requires no change.

G. R., S. 58

G.R.S. 11] 1907-08

GENERAL AND REVENUE SECRETARIAT

(Courts)

NOTES.

Ch. File. No. 184 07

FILE HEADING.

Circuit Sessions. R.A. Subjects dt 15-4-1907

From

No.	Dated	Received

Diary No.	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First sheet.

J.J.O

GPB—30,000—20-3-06.

Ch file R.184-01

SUBJECT No. 15.

Circuit Sessions.

Mr. S. R. Balakrishna Rao, B.A., LL.B., Shimoga Municipality.

Summary of discussion.—Circuit sessions may be abolished, as under this system, under-trial prisoners are detained in jails for a much longer time than they would be if the sessions were held at the Divisional head-quarters. The District Judge's civil work also suffers on account of the journey to and from the other districts in the Division. With sessions at head-quarters a little civil work may be done even in the midst of sessions. As regards cost it is believed that what will be paid to witnesses as batta will not exceed the travelling allowances that are being paid to Judges and their establishment.

Mr. Raghavachar.—The present system of circuit sessions is more advantageous than sessions at head-quarters. It is convenient to the witnesses and is besides a check on false swearing. As regards civil work, the transfer of appeals to Sub-Judges and conferring unlimited jurisdiction on them will obviate delay.

Reply of Government.—The matter will be considered.

---

1 This may be referred to the Chief Court for opinion. Submitted with a draft, for orders.

Hcs 27/12-07 27/12

2 What is the pecuniary limit of the jurisdiction of Sub Judges at present?

No

28.12.07 DLW

---

3 The Subjudge of Bangalore exercises unlimited original jurisdiction in virtue of Govt. Notn. No 3296—cts 198-06—2 & 264. 190) and those of Mysore and Shimoga hear suits of the value exceeding Rs 2500, and not exceeding Rs 10,000. Submitted.

Hcs 31.12.07 3108

4 Issue the draft put up.

4.1.08 DLW

G. R. S. 12]
General and Revenue Secretariat.

C to File No. 184 of 1907-08.

Serial No.	
1.	To the Registrar of the Chief Court, Mysore No J2119 & 13.1.1908 Calls for the opinion of the Chief Court in the matter of the representation made by the R.A. member with regard to circuit Sessions.
2	From the Same office No 670/353 & 26.3.08 forwards the opinion of the Chief Court in the matter. It is reported that all the District magistrates and the D.P. of Police are in favour of holding circuit Sessions. Mr. Justice Krishna Rao is of opinion that the circuit Sessions should be held in the Bangalore Division also, but the other Judges are for continuing the present practice Viz Circuit Sessions in the Mysore and Shimoga Divisions and Head Quarter Sessions in the Bangalore Division. Submitted for orders. Hes 28/3/08 CN 28/3/08 Please put up a draft recording and agreeing with the opinion of the majority of the Judges of the Chief Court CS 30.3.08

NOTE—Contn sheet.

GPB—50 000—17-3-07

G. R. S. 12]
General and Revenue Secretariat.

Cts File No. 184 of 1902-08

Serial No.

8. Submitted with a draft order.

Hcs 1/4/08. SW 1.4.08 9 Draft submitted to the Secy. 3.4.08. WWS

1882 SB 7/4

6390 8-4-08. WWS 8.4 10 Draft approved. Issue SB 14/4/08.

WWS 14.4.

3 To the Registrar, Chief Court.
a Deputy Commissioner, Shimoga
for communication to the R.A.
Member Concerned.

Concurs in the opinion of the Chief Court that the System of Circuit Sessions in the Shimoga and Mysore Divisions require no change.

NOTE- Contn sheet.

GPB-50,00017--3-07

G.R.S. 26]

Tels File No. 82 07
Serial No. 1

Diary No. of letter replied to _____

No. T. 2119

General and Revenue Secretariat
( )
, *the* 190

To The Registrar of the Chief Court of Mysore.

Date of issue 13-1-08

Signed by Mrk. Mylar Rao

Has the honor to invite his attention to the marginally noted subject of the Representative Assembly Proceedings of 1907, and the reply of Govt. thereto, and to request that Govt. may be favoured with the opinion of the Chief Court in the matter ~~of the transfer of~~ to subjudge's appeals in Civil Cases and ~~the~~ ~~conferring of unlimited jurisdiction on them~~

By order
for Secretary

over.

Subject No 15
"Circuit Sessions."

27/12/07

SUBJECT.

Read 6/1/08 Read 11/1/08

No: 6707 III Ch. 1908
353

J 2507 Off file No 184-07 Sl No 2

Chief Court of Mysore,

Bangalore dated, 26th March 1908.
26

From,

V.A.Rajaratna Mudaliar Esq.,

Registrar, Chief Court of Mysore.

To,

C.S.Balasundaram Iyer Esq.,

Offg: Secretary to Government,

General and Revenue Departments.

Sir,

Adverting to your No.J.2119/Cts.184-07-01 dated 13th January last, asking for the opinion of the Chief Court on the question of the abolition or continuance of the system of circuit Sessions (subject No.15 of the Representative Assembly of 1907), I am directed to state that the Sessions Judges, District Magistrates and Inspector-General of Police who were consulted on the subject are in favour of circuit Sessions.

The Offg: Chief Judge is for continuing the present practice viz, circuit Sessions in the Mysore and Shimoga Divisions and head quarter Sessions in the Bangalore Division.

Mr. Justice Krishna Rao however considers that no distinction should be made between the Bangalore Division and the other Divisions and that the considerations which apply to the latter should also be held equally applicable to the former from the point of view of both the public and the police, notwithstanding

3

standing that a little time might be lost in the presiding Judge going to and returning from the District where the Sessions are held and some additional expenditure might result.

Mr. Justice Chandrasekhara Iyer on the other hand is of opinion that the considerations which apply to the other Divisions do not fully apply to the Bangalore Division since the Head Quarters of the Tumkur and Kolar Districts are either directly connected by railway with Bangalore or are near a railway station, and that at all events it is not possible to revert to the circuit system in the Bangalore Division so long as the original work of the Division is tacked on to the Chief Court and the number of Judges remains the same as at present.

I have the honour to be,

Sir,

Your most obedient servant;

B.V.

REGISTRAR.

G.R.S. 28]

4

A File No. 184/07

Serial No. 3.

Diary No. of letter replied to

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 190

Date of issue 18/4/08

Signed by Dr K Duglas Noo

Proceedings of the Government of His Highness the Maharaja of Mysore.

READ.—

Subject No. 15 of the Proceedings of the Representative Assembly of 1907 and the reply of Govt thereto in the matter of the holding of the Circuit Sessions.

ORDER THEREON.—

(2) letter No 670/353 dated the 26th March 1908 from the Registrar of the Chief Court of Mysore, forwarding the opinion of the Chief Court as requested in this office docket No 9219—

over

SUBJECT

MGCPB—20,000—24-2-05

-Cts 184-07-1 dated the
13th January 1908.

Order thereon No. J 3175-76 Dy 18th April 08
Cts 184-07-3

~~Recorded~~.

It is reported that all the District Magistrates and the I.G. of Police in Mysore who were consulted in the matter by the Chief Court, are in favour of holding Circuit Sessions. The majority of the Judges of the Chief Court are for Continuing the existing practice of holding Circuit Sessions in the Mysore and Shimoga Divisions and Head Quarter Sessions in the Bangalore Division. Govt agree with them, and Consider it inexpedient to ~~[illegible]~~

Govt concur with the Chief Court in the opinion that the existing system of Circuit Sessions in the Shimoga & Mysore Divisions requires no change.

CSB
7/4

H. W. Wilson

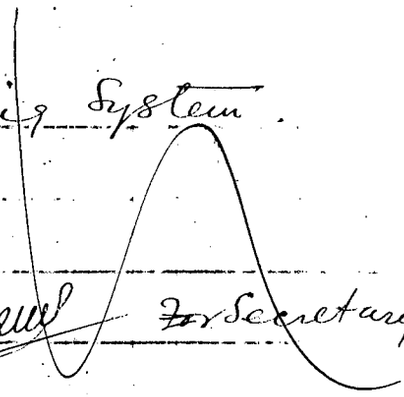
the majority of them, of holding

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

Change the existing System.



RW/ for Secretary

To

The Registrar of the chief Court of Mysore
& Deputy Commissioner of Shimoga for communication to the R.A. member who moves the question.

Hes 1/4/08 1/4/08

copy to the Dasara Section

MGCPB—30,000—5-4-05.